

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants	:	Modak <i>et al.</i>	Conf. No.	:	1401
Appln. No.	:	09/746,670	Examiner	:	Carlos Azpuru
Filed	:	December 22, 2000	Art Unit	:	1615
For	:	ANTI-MICROBIAL MEDICAL DEVICES CONTAINING CHLORHEXIDINE FREE BASE AND SALT			

**TERMINAL DISCLAIMER**

January 3, 2006

**Mail Stop Amendments**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The TRUSTEES OF COLUMBIA UNIVERSITY IN THE CITY OF NEW YORK, the Assignee of record of the entire right, title and interest in and to the above-identified application by virtue of an Assignment recorded at Reel 011517, Frame 0368, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173, as presently shortened by any terminal disclaimer, of commonly owned Application No. 10/647740, which issued as U.S. Patent No. 6,872,195 on March 29, 2005 and is assigned to the Assignee at Reel 011473, Frame 0802-0805.

Assignee hereby agrees that any patent so granted on the above captioned application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,872,195. Assignee further agrees that this agreement is to run with any patent granted on the above captioned application and is to be binding upon the grantee, its successors, and assigns.

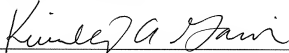
The Assignee does not disclaim any terminal part of any patent granted on the above-captioned application prior to the expiration date of the full statutory term of U.S. Patent No. 6,872,195 in the event that said patent later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration of its full statutory term, except for the separation of legal title as stated above.

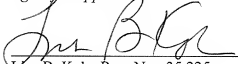
The undersigned is an agent of record and with the authority to execute this Terminal Disclaimer on behalf of the Assignee.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information on belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The Fee Transmittal submitted herewith authorizes the Director to charge the Terminal Disclaimer fee under 37 C.F.R. § 1.20(d) to Deposit Account 02-4377.

Respectfully submitted,

  
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Kimberley A. Gavin, Reg. No. 51,723  
*Agent for Applicants*

  
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Lisa B. Kole, Reg. No. 35,225  
*Attorney for Applicants*

**BAKER BOTTS L.L.P.**  
**Customer No. 21003§**